

Notice of Allowability	Application No.	Applicant(s)
	10/764,380	LU, CHENG YOUN
	Examiner ARMANDO RODRIGUEZ	Art Unit 2828

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. This communication is responsive to AMENDMENT FILED ON JANUARY 24, 2005.
2. The allowed claim(s) is/are 1-17.
3. The drawings filed on 22 January 2004 are accepted by the Examiner.
4. Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) All
 - b) Some*
 - c) None
 of the:
 1. Certified copies of the priority documents have been received.
 2. Certified copies of the priority documents have been received in Application No. _____.
 3. Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.
THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

5. A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
6. CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) hereto or 2) to Paper No./Mail Date _____.
 - (b) including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
7. DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. Notice of References Cited (PTO-892)
2. Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. Information Disclosure Statements (PTO-1449 or PTO/SB/08),
Paper No./Mail Date _____.
4. Examiner's Comment Regarding Requirement for Deposit
of Biological Material
5. Notice of Informal Patent Application (PTO-152)
6. Interview Summary (PTO-413),
Paper No./Mail Date _____.
7. Examiner's Amendment/Comment
8. Examiner's Statement of Reasons for Allowance
9. Other _____.

DETAILED ACTION

Response to Amendment

Claims 1-17 are pending.

The 35 USC 112 second paragraph rejection of claims 1-4 has been withdrawn based on applicant's amendment filed on January 24, 2005.

The 35 USC 102 rejection of claims 5,6,11,12,17 has been withdrawn based on applicant's amendment filed on January 24, 2005.

Claims 7-10,13-16 had been previously indicated as allowable subject in non-final office action mailed on August 16, 2004.

Allowable Subject Matter

Claims 1-17 are allowed.

The following is an examiner's statement of reasons for allowance:

None of the cited prior arts alone or in combination discloses the claimed laser of independent claims 1,5,11 and 17.

Regarding claims 1-4,

None of the cited references alone or in combination discloses or suggest the automatic power control system of independent claim 1 with the recited structural combination of a bias current determination unit with a first difference determination unit, a first integrator and a modulation current determination unit with a nonlinear processing block, a second difference determination unit and a second integrator, where the structural combination provide simultaneously adjustment of an output power and an extinction ration of the laser diode.

Regarding claims 5-10,

None of the cited references alone or in combination discloses or suggest the method of independent claim 5 with the recited steps for maintaining a laser output signal about a reference average output power and about a reference extinction ratio in particular having the steps of receiving a current measured output power value and adjusting for nonlinear estimation of the current measured output power value.

Regarding claims 11-16,

None of the cited references alone or in combination discloses or suggest the laser of independent claim 11 with the recited limitations in particular having means for receiving a current measured output power value and means for adjusting for nonlinear estimation of the current measured output power value, thereby maintaining a laser output signal about a reference average output power and about a reference extinction ratio.

Regarding claim 17,

None of the cited references alone or in combination discloses or suggest the method of independent claim 17 with the recited steps for maintaining a laser output signal about a reference average output power and about a reference extinction ratio in particular having the steps of receiving a current measured output power value and adjusting for nonlinear estimation of the current measured output power value.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably

accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

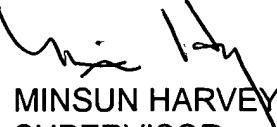
Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to ARMANDO RODRIGUEZ whose telephone number is 571-272-1952. The examiner can normally be reached on 9:00 AM - 5:00 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, MINSUN HARVEY can be reached on 571-272-1835. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).


ARMANDO RODRIGUEZ
Examiner
Art Unit 2828


MINSUN HARVEY
SUPERVISOR
Art Unit 2828

AR/MH